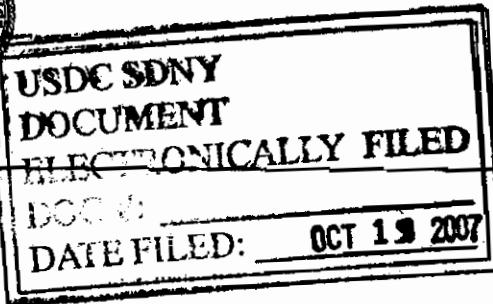


U.S. Department of Justice



United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

October 18, 2007

Via Facsimile

Honorable George B. Daniels
United States District Judge
Southern District of New York
500 Pearl Street, Room 630
New York, New York 10007

Re: United States v. Brian Brock, 07 Cr. 585 (GBD)

Dear Judge Daniels:

The defendant is currently housed at FCI Fort Dix. To allow for his return to the District, the parties jointly request that the first pre-trial conference in this matter, currently scheduled for October 18, 2007 at 9:45 a.m., be adjourned until November 1, 2007 at 9:45 a.m.

The Government also requests that the Court exclude time in the above-referenced action until November 1, 2007, the date of the rescheduled conference. Such an exclusion is warranted to allow for the defendant's return to this District.

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

By:

Kenneth Allen Polite, Jr.
Assistant United States Attorney
(212) 637-2412

cc: Kelly J. Sharkey, Esq. (via facsimile)

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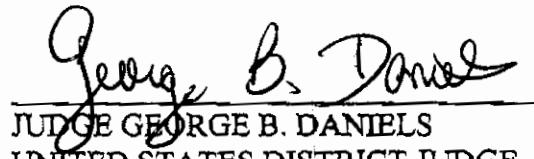
Honorable George B. Daniels

October 18, 2007

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The Court finds that the ends of justice served by granting a continuance outweigh the best interests of the public and the defendant in a speedy trial, because it will allow for the defendant's transfer and return to the Southern District of New York. Accordingly, it is ORDERED that the time between the date of this Order and November 1, 2007 is hereby excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(1)(G) & (H), in the interests of justice.

Dated: New York, New York

October , 2007
OCT 18 2007

JUDGE GEORGE B. DANIELS
UNITED STATES DISTRICT JUDGE
HON. GEORGE B. DANIELS